

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF MISSISSIPPI
GREENVILLE DIVISION**

ROZELL AND LINDA HODGES, ET AL.,

PLAINTIFFS,

VS.

CIVIL ACTION NO. 4:05CV168-P-D

**COLDWELL BANKER REAL ESTATE
CORPORATION, ET AL.,**

DEFENDANTS.

ORDER

This matter comes before the court upon Defendant State Bank & Trust Company's Motion to Strike Plaintiff's Response in Opposition to State Bank & Trust Company's Motion to Compel Arbitration [256]. After due consideration of the motion, the court finds it should be denied as moot given the court granted State Bank's motion to compel by its Order of March 22, 2007.

IT IS THEREFORE ORDERED AND ADJUDGED that Defendant State Bank & Trust Company's Motion to Strike Plaintiff's Response in Opposition to State Bank & Trust Company's Motion to Compel Arbitration [256] is **DENIED AS MOOT**.

SO ORDERED this the 7th day of August, A.D., 2007.

/s/ W. Allen Pepper, Jr. _____
W. ALLEN PEPPER, JR.
UNITED STATES DISTRICT JUDGE